

**PATENT**

#8  
Election  
4.29.03

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application No.: 10/071,867  
Filing Date: February 8, 2002  
Applicant: Sang-Gu LEE  
Group Art Unit: 1648  
Examiner: MOSHER, MARY

Title: METHOD FOR IMPROVING GENETIC STABILITY OF  
FOREIGN INSERT NUCLEOTIDE SEQUENCE IN  
RECOMBINANT SINGLE-STRANDED RNA VIRUS

Attorney Docket: 5294-000004

TECH CENTER 1600/2900

APR 25 2003

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Commissioner of Patents and Trademarks  
Washington, D.C. 20231

**RESPONSE TO RESTRICTION REQUIREMENT**

Sir:

In response to the Restriction Requirement mailed March 26, 2003, Applicant provisionally elects the claims of Group I (claims 1-19, 22, and 26-29 and claims 20, 23-25, 30-51(in part)), with traverse.

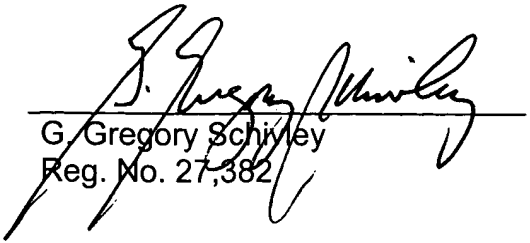
The Examiner is requested to reconsider his Restriction Requirement because both groups of claims are drawn to subject matter which are so related to each other than an undue burden would not be placed upon the Examiner by maintaining both groups of claims in a single application. See, e.g., MPEP § 803.

Favorable consideration of this application is respectfully requested.

Respectfully submitted,

Dated: April 15, 2003

HARNESS, DICKEY & PIERCE, P.L.C.  
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(248) 641-1600



G. Gregory Schivley  
Reg. No. 27,382

Please type a plus sign (+) inside this box → ☐**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

|                        |                  |
|------------------------|------------------|
| Application Number     | 10/071,867       |
| Filing Date            | February 8, 2002 |
| First Named Inventor   | Sang-Gu LEE      |
| Group Art Unit         | 1648             |
| Examiner Name          | MOSHER, MARY     |
| Attorney Docket Number | 5294-000004      |

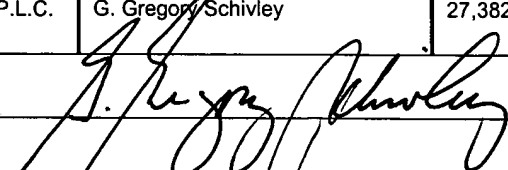
Total Number of Pages in This Submission

**ENCLOSURES (check all that apply)**

- |  |   |   |
|--|---|---|
| <input type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Fee Attached<br><input checked="" type="checkbox"/> Amendment / Response<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input type="checkbox"/> Information Disclosure Statement<br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Response to Missing Parts/ Incomplete Application<br><input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Assignment Papers (for an Application)<br><input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> CD, Number of CD(s) _____ | <input type="checkbox"/> After Allowance Communication to Group<br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):<br><b>Response to Restriction Requirement and acknowledgment postcard</b> |
|--|---|---|

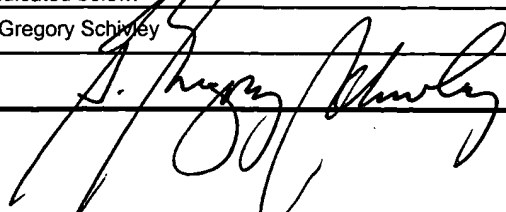
Remarks

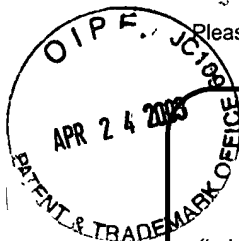
**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

|                         |  |               |                     |          |        |
|-------------------------|--|---------------|---------------------|----------|--------|
| Firm or Individual name | Harness, Dickey & Pierce, P.L.C.   | Attorney Name | G. Gregory Schivley | Reg. No. | 27,382 |
| Signature               |  |               |                     |          |        |
| Date                    | April 15, 2003   |               |                     |          |        |

**CERTIFICATE OF MAILING/TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on the date indicated below.

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| Typed or printed name | G. Gregory Schivley   |      |                |
| Signature             |  | Date | April 15, 2003 |


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